

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**FISCAL MEMORANDUM**

**HB 2177 - SB 2427**

February 16, 2022

**SUMMARY OF BILL AS AMENDED (013736):** Excludes from the definition of drug paraphernalia, narcotic testing equipment used to determine whether a controlled substance contains a synthetic opioid unless the narcotic testing equipment is possessed for purposes of a defendant's commission of an offense of manufacturing, delivering, selling or possessing a controlled substance with intent to manufacture, deliver or sell the controlled substance. Establishes a repeal date of July 1, 2025.

**FISCAL IMPACT OF BILL AS AMENDED:**

**NOT SIGNIFICANT**

Assumptions for the bill as amended:

- Pursuant to Tenn. Code Ann. § 39-17-425(a)(2), it is a Class A misdemeanor for unauthorized persons to use or possess with intent to use drug paraphernalia.
- Pursuant to Tenn. Code Ann. § 39-17-425(b)(2), it is a Class E felony for unauthorized persons to deliver, possess with intent to deliver, or manufacture with intent to deliver drug paraphernalia.
- There will not be a sufficient change in the number of prosecutions for state or local government to experience any significant change in revenue or expenditures.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

Krista Lee Carsner, Executive Director

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